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Attorneys for Defendant General Mills, Inc.

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN RE GENERAL MILLS, INC. KIX
CEREAL LITIGATION

Civil Action No.: 12-249 (KM)(SCM)

**STIPULATION AND
SCHEDULING ORDER**

STIPULATION AND [PROPOSED] ORDER

Plaintiffs Christina Bevans, Robin Marcus, Christine Zardeneta, and Daniel Kellogg (collectively, "Plaintiffs"), and Defendant General Mills, Inc. ("General Mills") (collectively, the "Parties"), jointly submit and respectfully request that the Court enter the following Stipulated Scheduling Order:

1. Motions for summary judgment and any expert reports relied upon therein shall be ~~filed~~^{served} on June 19, 2015. *JK*
2. Expert discovery, including expert depositions and the production of any expert work papers in support of motions for summary judgment, shall be completed on July 24, 2015.
3. Oppositions to motions for summary judgment and any expert reports relied upon therein shall be ~~filed~~^{served} on August 14, 2015.
4. Expert discovery, including expert depositions and the production of any expert work papers in support of oppositions to summary judgment, shall be completed on September 18, 2015.
5. Replies in support of motions for summary judgment, and any rebuttal expert reports in support thereof, shall be filed on October 9, 2015, *together with the moving and opposition papers for the reasons set forth on the record today.* *JK*
6. The Parties will not proceed with briefing on class certification until such time as the Court acts on all of the Parties' motions for summary judgment. However, Plaintiffs reserve the right to seek leave of Court to file a motion for class certification 120 days or more after the briefing on the motions for summary judgment has been completed. Defendant reserves the right to oppose Plaintiffs' request for such leave.
7. The Parties shall, as necessary, submit a schedule for class certification and expert reports and discovery within fifteen (15) days of a ruling by the Court on the motion(s) for summary judgment, or if Plaintiffs elect to seek leave to file a motion for class certification 120 days or more after the completion of summary judgment briefing.
8. Defendant confirms that it has waived any defenses it might have to Plaintiffs' motion for summary judgment on the basis of the doctrine of one-way intervention.

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STIPULATED AND AGREED BY:

Dated: April 23, 2015

LITE DEPALMA GREENBERG, LLC

By: /s/ Bruce D. Greenberg
Bruce D. Greenberg

Attorneys for Plaintiffs

Dated: April 23, 2015

REESE LLP

By: /s/ Michael R. Reese
Michael R. Reese

Attorneys for Plaintiffs

Dated: April 23, 2015

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By: /s/ Henry J. Kelston
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Dated: April 23, 2015

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Attorneys for Defendant General Mills, Inc.

Dated: April 23, 2015

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By: /s/ Stephen M. Orlofsky
Stephen M. Orlofsky

Attorneys for Defendant General Mills, Inc.

ORDER

The Stipulated Scheduling Order is hereby adopted by the Court and the parties are ordered to comply with this Order.

Dated: May 1, 2015



Honorable Steven C. Mannion, U.S.M.J.